

[7th February 1925]

single Court to make the necessary provision for the regulation of the work and the control over establishments in the case of Courts having more than one presiding Judge.

4. As regards Small Causes jurisdiction, the Select Committee by a majority considers that the jurisdiction of District Munsifs should remain at Rupees Two hundred as in the present Act.

C. P. RAMASWAMI AYYAR.

T. R. V. SASTRI.

C. V. S. NARASIMHA RAJU.

P. N. MARTHANDAM PILLAI.

B. MUNISWAMI NAYUDU.

R. VEERIAN.

J. A. SALDANHA.

A. S. KRISHNA RAO.

T. A. RAMALINGAM.

M. KRISHNAN NAYAR.

* T. M. NARASIMHACHARLU.

S. SATYAMURTI.

C. V. VENKATARAMANA AYYANGAR.

P. C. ETHIRAJULU NAIDU.

6th February 1925.

* I sign this subject to my being free to move an amendment in clause 4-A of which I already gave notice.

T. M. NARASIMHACHARLU.

A

BILL

To amend the Madras Civil Courts Act, 1873.

WHEREAS it is expedient to amend the Madras Civil Courts Act, 1873 ; It is hereby enacted as follows :—

1. This Act may be called the Madras Civil Courts (Amendment) Act, 1925.

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2. To section 4 of the Madras Civil Courts Act, 1873 (hereinafter referred to as the said Act), the following paragraph shall be added, namely :—

“The Local Government may, in consultation with the High Court, fix and from time to time vary by notification the number of Subordinate Judges to be appointed for a Subordinate Judge's Court or the number of District Munsifs to be appointed for a District Munsif's Court.”

3. After section 4 of the said Act, the following section shall be inserted, namely :—

“4-A. When more than one Subordinate Judge is appointed to a Subordinate Judge's Court or more than one District Munsif to a District Munsif's Court, one of the Subordinate Judges or the District Munsifs shall be appointed the Principal Subordinate Judge or Principal District Munsif and the others Additional Subordinate Judges or Additional District Munsifs as the case may be.

Each of the Judges appointed to a Subordinate Judge's Court or a District Munsif's Court may exercise all or any of the powers conferred on the Court by this Act or any other law for the time being in force.

Subject to the general or special orders of the District Judge, the Principal Subordinate Judge or the Principal District Munsif may, from time to time, make such arrangements as he thinks fit for the distribution of the business of the Court among the various Judges thereof.”

4. In section 10 of the said Act, the following amendments shall be made, namely :—

(a) For the words ‘District Judge or Subordinate Judge’ the words ‘District Court or Subordinate Judge's Court’ shall be substituted.

(b) The proviso shall be omitted.

5. The second paragraph of section 11 of the said Act shall be omitted.

6. For section 23 of the said Act, the following section shall be substituted, namely :—

“23. The ministerial officers of the Court of a Subordinate Judge or of a District Munsif shall be appointed and may be suspended or removed by the Judge

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thereof, or, if the Court consists or more than one Judge, by the Principal Judge thereof whose order in such matter shall, subject to the control of the District Judge and the High Court, be final."

7. In section 28 of the said Act for the words 'Rupees two hundred' the words 'Rupees three hundred' shall be substituted.

NOTE.

The Select Committee has now suggested that Rs. 200 and not Rs. 300 should be the small cause jurisdiction of District Munsifs. If it is Rs. 200, old section 28 will be left unamended and no section in this Act will be necessary. If an alteration is made, a section in the form of clause (7) will be necessary.

